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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/932,665	08/17/2001	Yuichiro Deguchi	SON5180.74A (50P4359.00)	4567
7590	12/07/2005		EXAMINER HAQ, NAEEM U	
Valley Oak Law 5655 Silver Creek Valley Road #106 San Jose, CA 95138			ART UNIT 3625	PAPER NUMBER

DATE MAILED: 12/07/2005

Please find below and/or attached an Office communication concerning this application or proceeding.

## DETAILED ACTION

### ***Notice of Non-Responsive Amendment, Bona Fide Attempt***

Applicant's amendment filed on September 2, 2005 is non-responsive. Amended claims 1, 4-9, 21, 36, and 37 are directed to an invention that is independent or distinct from the invention originally claimed for the following reason: Amended claims 1, 4-9, 21, 36, and 37 are directed to generating an email notification to the user. This invention was presented in the original set of claims which the Examiner restricted and which the Applicant did not elect (See restriction requirement mailed on December 16, 2004; claims 15-19). Because the Applicant did not elect claims 15-19 and because the Applicant did not traverse the Examiner's restriction requirement, the Examiner withdrew all non-elected claims from consideration. Therefore since the Applicants have received an action on the merits for the originally presented and elected invention, the originally presented and elected invention has been constructively elected by original presentation for prosecution on the merits. Accordingly, claims 1, 4-9, 21, 36, and 37 are hereby withdrawn from consideration as being directed to a non-elected invention. Therefore, the amendment filed on September 2, 2005 presenting only claims drawn to a non-elected invention is non-responsive (MPEP § 821.03). The currently amended claims 1, 4-9, 21, 36, and 37 are not readable on the originally presented and elected invention. See 37 CFR 1.142(b) and MPEP § 821.03.

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**Conclusion**

Since the above-mentioned amendment appears to be a *bona fide* attempt to reply, applicant is given a TIME PERIOD of ONE (1) MONTH or THIRTY (30) DAYS, whichever is longer, from the mailing date of this notice within which to supply the omission or correction in order to avoid abandonment. EXTENSIONS OF THIS TIME PERIOD UNDER 37 CFR 1.136(a) ARE AVAILABLE.

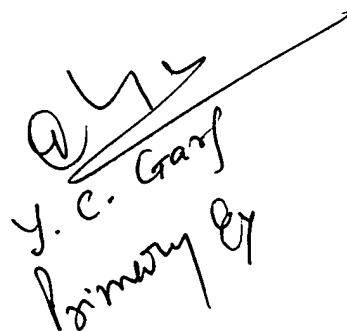
Any inquiry concerning this communication or earlier communications from the examiner should be directed to Naeem Haq whose telephone number is (571)-272-6758. The examiner can normally be reached on M-F 8:00am-5:00pm.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Wynn W. Coggins can be reached on (571)-272-7159. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).



Naeem Haq, Patent Examiner



Y. C. Garf  
Primary Ex

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December 1, 2005